

2/28/77 [1]

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THE WHITE HOUSE
WASHINGTON

February 28, 1977

Stu Eizenstat -

The attached was returned in
the President's outbox. It is
forwarded to you for appropriate
handling.

Rick Hutcheson

Re: Early Retirement of Non-Indian
Employees in the Bureau of
Indian Affairs and Indian
Health Service

cc: Jack Watson

THE WHITE HOUSE
WASHINGTON

ACTION	FYI	
		MONDALE
		COSTANZA
	X	EIZENSTAT
		JORDAN
		LIPSHUTZ
		MOORE
		POWELL
	X	WATSON

- ☐ FOR STAFFING
- ☐ FOR INFORMATION
- ☐ TO PRESIDENT
TODAY

ACTION	FYI	
		ARAGON
		BOURNE
		BRZEZINSKI
		BUTLER
		H. CARTER
		CLOUGH
		FALLOWS
		HARDEN
		HOYT
		KRAFT
		B. MITCHELL
		B. RAINWATER
		SCHLESINGER
		SCHNEIDERS
		SIEGEL
		T. SMITH
		WELLS
		VOORDE

THE PRESIDENT HAS SEEN.

*No action
now
J*

THE WHITE HOUSE
WASHINGTON

February 22, 1977

MEMORANDUM FOR THE PRESIDENT
FROM STU EIZENSTAT *Stu*
THROUGH JACK WATSON *Jack*
SUBJECT: Early Retirement of Non-Indian
Employees in the Bureau of Indian
Affairs and Indian Health Service

During your recent visit to the Department of the Interior, you were asked for your views on legislation providing for the early retirement of non-Indian Bureau of Indian Affairs and Indian Health Service employees. Outlined below is a summary of this issue and a proposed recommendation.

Background

The Indian Reorganization Act of 1934, through a series of Court interpretations and policies, gives preference to Indians for positions in hiring and promotions within the Bureau of Indian Affairs and the Indian Health Service.

The net effect of this policy has been to freeze non-Indian employees of the agencies in their present jobs. If any openings develop, preference has to be given to qualified Indian employees. In addition, should a non-Indian employee wish to transfer for reasons of health or personal preference, his opportunities are limited because of Indian preference.

This has had a significant impact on the performance of the agencies. Morale among non-Indian employees is low because they are not able to compete for better positions. They are bitter because they were hired under one set of regulations and now the regulations have been drastically changed. The agencies are not able to hire qualified non-Indians because of the limited career opportunities.

**Electrostatic Copy Made
for Preservation Purposes**

In addition, when a tribe is unhappy with the performance of a non-Indian employee, it is nearly impossible to transfer that person to another position. There have been instances of non-Indians being harassed and shot at in an effort to have them leave a reservation.

The Legislation

Last year the Congress passed legislation to enable non-Indian employees in the Bureau of Indian Affairs and the Indian Health Service to obtain early retirement if they were twice passed over for promotion or transfer because of Indian preference (H. R. 5465).

President Ford vetoed the bill because: he felt these employees were not in danger of losing their jobs; they had an opportunity to apply for other positions within their departments; and, the Department of the Interior had initiated a transfer program to assist them.

The current situation in the Bureau of Indian Affairs and the Indian Health Service is disturbing. There is no doubt that non-Indian employees of these agencies are being denied promotions and transfers, and as a result, their morale and performance are affected. In addition, Indian tribal leaders are concerned about the impact these developments are having on the agencies.

There is not, however, any easy solution to this problem. It is difficult to predict the impact of approving legislation similar to H. R. 5465. Some feel that there will be a mass exodus of non-Indians who will take advantage of the early retirement. On the other hand, some maintain these employees will stay because they have the security of knowing that they could retire.

Recommendation

There is no doubt that legislation is needed to resolve this problem. The bill passed last year was not perfect. You might wish to consider asking Secretary Andrus to develop legislation to resolve this problem within the next 90 days.

THE WHITE HOUSE

WASHINGTON

2/28

Date: February 24, 1977

MEMORANDUM

FOR ACTION:

FOR INFORMATION: The Vice President
Midge Costanza
Bob Lipshutz
Frank Moore
Jody Powell

*no comment
-Dong*

FROM: Rick Hutcheson, Staff Secretary

SUBJECT: Jack Watson memo 2/22/77 re
Early Retirement of Non-Indian
Employees in the Bureau of
Indian Affairs and Indian Health
Service.

YOUR RESPONSE MUST BE DELIVERED
TO THE STAFF SECRETARY BY:

TIME: NOON

DAY: Saturday

DATE: February 26, 1977

ACTION REQUESTED:

☒ Your comments

Other:

STAFF RESPONSE:

☐ I concur.

☐ No comment.

Please note other comments below:

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately. (Telephone, 7052)

THE WHITE HOUSE
WASHINGTON

ACTION	FYI		ACTION	FYI	
<input checked="" type="checkbox"/>		MONDALE			ARAGON
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- ☒ FOR STAFFING
☐ FOR INFORMATION
☐ TO PRESIDENT
TODAY

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THE WHITE HOUSE

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February 22, 1977

MEMORANDUM FOR

THE PRESIDENT

FROM

STU EIZENSTAT *Stu*

THROUGH

JACK WATSON *Jack*

SUBJECT:

Early Retirement of Non-Indian
Employees in the Bureau of Indian
Affairs and Indian Health Service

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Recommendation

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THE WHITE HOUSE

WASHINGTON

2/28

Date: February 24, 1977

MEMORANDUM

FOR ACTION:

FOR INFORMATION: The Vice President
Midge Costanza
Bob Lipshutz
Frank Moore
Jody Powell

no comment
-Doug

FROM: Rick Hutcheson, Staff Secretary

SUBJECT: Jack Watson memo 2/22/77 re
Early Retirement of Non-Indian
Employees in the Bureau of
Indian Affairs and Indian Health
Service.

YOUR RESPONSE MUST BE DELIVERED
TO THE STAFF SECRETARY BY:

TIME: NOON

DAY: Saturday

DATE: February 26, 1977

ACTION REQUESTED:

☒ Your comments

Other:

STAFF RESPONSE:

☐ I concur.

☐ No comment.

Please note other comments below:

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

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<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	POWELL
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	WATSON

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THE WHITE HOUSE
WASHINGTON

February 28, 1977

Robert Lipshutz -

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Rick Hutcheson

Re: State of Maine - Indian Land
Claims Matter

cc: Jody Powell
Jack Watson

THE WHITE HOUSE
WASHINGTON

ACTION	FYI	
		MONDALE
		COSTANZA
		EIZENSTAT
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		T. SMITH
		WELLS
		VOORDE

THE PRESIDENT HAS SEEN.

ok
J

THE WHITE HOUSE

WASHINGTON

February 26, 1977

MEMORANDUM FOR THE PRESIDENT

FROM: ROBERT LIPSHUTZ *RL*
SUBJECT: State of Maine - Indian Land Claims Matter

As an interim report, I am attaching hereto a current status report.

Barring unforeseen developments over the weekend, on Monday there should be a "release" from the Department of Justice (after a briefing with all of the Congressional parties, the Governor of Maine, and the Attorney General of Maine) which sets out substantial agreements between and among all of the parties.

Pursuant to your memorandum to me, I have indicated that you would be willing to select someone to help "coordinate" the negotiations between and among the parties. However, it is not necessary to name any particular individual at this stage of the proceedings.

I will keep you advised.

**Electrostatic Copy Made
for Preservation Purposes**

Attachment



ASSISTANT ATTORNEY GENERAL
LAND AND NATURAL RESOURCES
DIVISION

Department of Justice

Washington, D.C. 20530

February 25, 1977

M E M O R A N D U M

TO: Robert J. Lipshutz,
Counsel to the President

FROM: Peter R. Taft,
PR Assistant Attorney General
Land and Natural Resources Division

RE: Maine Indian Cases

The current status of the Maine Indian cases is in accord with our expectations in my memorandum to Doug Huron last Friday. The agreements and remaining contingencies are as follows:

(1) On Monday, Interior will send over, and release to the public, its final litigation report on the Penobscot and Passamaquoddy claims. A draft copy is attached which has been approved by Interior, Justice, and counsel for the tribes. The report recommends that Justice initiate litigation for land and trespass damages only for those areas actually used and occupied by the Indians as of 1790. This will exclude the coastal areas that were settled and land granted as of that time. Particularly, the Penobscot claim will be for the Penobscot river watershed above the head of the tide, which is north of Eddington Maine. The Passamaquoddy claim will be for the St. Croix watershed above the township of Baring Plantation. Contracts will be made with experts to determine Indian use and occupancy on certain additional areas noted in the report.

(2) Interior will work with the tribes for a just legislative package for a substitute monetary claim for the coastal and settled areas.



(3) Within the remaining land claim, the tribe will offer to substitute a monetary claim against the State or the United States in place of all claims against homeowners and small landholders. Interior will assist the tribes in this effort, and Justice will forebear from any litigation against such owners.

(4) The tribes tentatively approved this agreement several weeks ago and will ratify it this weekend.

(5) On Monday, we will apply for an extension to report to the court until June 1, 1977. We will state that we believe a valid cause of action exists for land and damages in areas used and occupied by the Indians as of 1790. We will summarize the agreements made with the tribes and Interior. We will again urge all parties to seek a negotiated solution to be adopted by Congress since we do not believe that litigation is a proper means for settling the dispute.

(6) The White House will announce that the President will appoint a special representative to assist the parties in negotiating a satisfactory settlement.

(7) Justice will propose to Congress a three-year extension of the statute of limitations for Indian damage claims within the State of Maine since any initial actions, if necessary, would be against a limited number of major landholders only.

I have attached a rough map showing the claim areas. The original Interior request affected 340,000 in current population. The modified request affects between 75,000 and 92,000 dependent on the outcome of studies in the uncertain areas, and homeowners within this reduced number will be exempt.

W. H. WING, ESTATE
 L. L. ROBINSON
 V. H. RICE
 ALLEN CHEMICAL & OIL CORP
 LORIS DAKES
 MCCELLIS LAND ASSOCIATION
 INA N. MOULTON
 WILFRED GREGORY
 M. F. ROSS
 DONOTHY VILES 1886
 CENTRAL MAINE POWER CO.
 V. I. PIERCE
 LACROUX & FREDES, INC.
 CHURCH LANDS TRUST
 FOSTER MFG CO INC
 WILLIAM L. PHILBRICK
 RICHARD BAKER
 RICHARD WALLINGTON
 C. MAX HILTON
 J. J. KANE ROY
 PIERCE & PAPER DIVISION
 NORTHEASTERN PAPER CO.
 A. L. SEWANT & SON
 TOWN OF OVER BROOK
 TOWN OF ISLAND FALLS
 TOWN OF CHAPMAN
 TOWN OF CASTLE HILL
 TOWN OF MERRILL

SON
 CHICAGO
 OREGON
 FORD
 BER HOLDINGS LTD.
 BUILDING
 MERLANDS INC.
 ANNING CO.
 LUMBER INC.
 PAPER CORP
 HEIRS
 STATE
 PIERCE

CUMBERLAND CO.
 LINCOLN CO.
 HANCOCK CO.
 WASHINGTON CO.

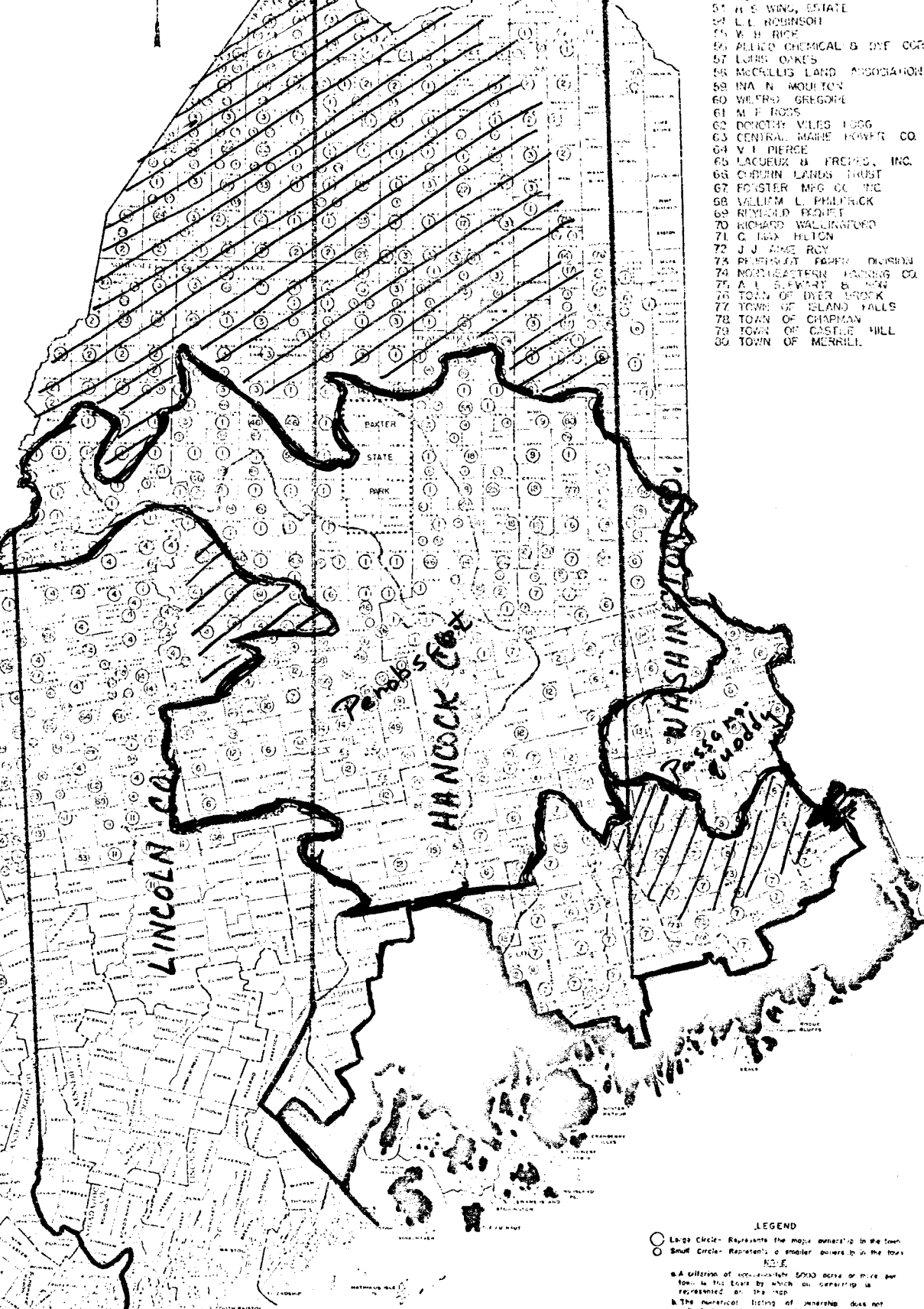
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CUMBERLAND CO.
 LINCOLN CO.
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 WASHINGTON CO.



LEGEND
 Large Circle- Represents the major ownership in the town
 Small Circle- Represents a smaller owners in the town
NOTE
 1. A difference of approximately 5000 acres or more per town in the town by which the territory is represented on the map
 2. The numerical listing of ownership does not reflect the order of size of owners
 3. Supplemental information sheets, available upon request showing actual acreage of ownership

areas DOJ prepared to proceed with
 areas of uncertainty subject to study
 settled and land granted as of 1790

settlement and county boundaries
 as of 1790 Census*

*not sent in
Attachment to
RJC memo*

The Honorable Peter R. Taft
Assistant Attorney General
Land and Natural Resources Division
Department of Justice
Washington, D.C. 20530

Re: United States v. Maine, Civil No. 1966;
United States District Court for Maine;
and United States v. Maine, Civil No.
1969, United States District Court for
Maine

Dear Mr. Taft:

On January 11, 1977, the former Solicitor submitted to you the final draft litigation reports on the Passamaquoddy and Penobscot Indian land claims in the State of Maine. Shortly thereafter you obtained an extension until March 1, 1977, of the time within which the United States is required to notify the federal district court as to whether it intends to pursue the above-entitled litigation on behalf of the Tribes.

Since that time, representatives of this Department have worked with your staff in gathering and reviewing material relative to the Tribes' claims. In so doing, additional detailed information on the claims has been solicited and obtained from both the State of Maine and the Tribes, and discussions have been had with representatives of those parties. As a result of

our review, we have determined to adopt the conclusions contained in the January 11, 1977, litigation report in support of land claims on behalf of both the Penobscot and Passamaquoddy Tribes. However, as agreed to by the Tribes, we are modifying our requests for litigation.

Based on our review and that agreement, we recommend that:

(1) Claims be filed on behalf of the Passamaquoddy and Penobscot Tribes for those lands which the Tribes actually used and occupied as of 1790, omitting those coastal areas which had been substantially settled by non-Indians and land granted prior to 1790, the date of passage of the first Trade and Intercourse Act. The granting and settlement of coastal portions of the claim area prior to 1790 would raise additional and distinct legal issues and possible defenses. In addition, these coastal areas are presently the most densely populated portions of the claimed area. Therefore, the Tribes have agreed at this time to seek an alternative legislative solution with respect to these coastal areas. Specifically, we recommend:

(a) A claim for possession of the land and trespass damages for the Passamaquoddy Tribe for all of those lands lying within the upper St. Croix River watershed beginning

north of Baring Plantation. It should also include those portions, if any, of the upper watershed of the Machias and Dennys Rivers which the Tribe actually used and occupied as of 1790.

(b) A claim for possession of the land and trespass damages for the Penobscot Tribe for all those lands lying in the Penobscot River watershed above the ancient head of the tide, a point north of Eddington, Maine, to the head of the river. It should also include those portions, if any, of the eastern shore of Moosehead Lake and the St. John River watershed west of Houlton, Presque Isle and Caribou which the tribe actually used and occupied in 1790, and excluding lands under treaty deeds confirmed pursuant to the Webster Asburton Treaty of 1842.

We shall enter into contracts for the necessary studies for the unresolved areas described in (a) and (b) above for both Passamaquoddy and Penobscot claims forthwith.

(2) With respect to those areas described in (a) and (b) above, in which a land and trespass claim

will be asserted, the Tribes have indicated their intention not to pursue any remedy against any homeowner or other small property owner if they can substitute a satisfactory monetary claim against an appropriate sovereign body for the full value of such claims. Accordingly, we have agreed to assist them in developing a legislative package substituting a monetary claim in lieu of other claims and to support them in obtaining passage of appropriate legislation.

(3) With respect to the coastal areas on which land and trespass claims will be withheld at this time, we have agreed to work with the tribes for a similar just legislative solution for these claims.

Please direct any questions you have on this litigation request to me.

Sincerely yours,

Solicitor
Department of Interior

THE WHITE HOUSE
WASHINGTON

February 28, 1977

Hugh Carter

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Rick Hutcheson

Re: Periodicals

THE WHITE HOUSE
WASHINGTON

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		VOORDE

... will eliminate previously duplicated publications, and possibly result in some reduction of personnel after the consolidation is completed. The combined library will also serve as the focal point for screening requests for periodicals, books, and other research materials.

THE WHITE HOUSE
WASHINGTON
February 28, 1977

Hugh Carter

The attached was returned in
the President's outbox. It is
forwarded to you for appropriate
handling.

Rick Hutcheson

Re: Periodicals

THE WHITE HOUSE
WASHINGTON

ACTION	FYI	
		MONDALE
		COSTANZA
		EIZENSTAT
		JORDAN
		LIPSHUTZ
		MOORE
		POWELL
		WATSON

- ☐ FOR STAFFING
- ☐ FOR INFORMATION
- ☐ TO PRESIDENT
TODAY

ACTION	FYI	
		ARAGON
		BOURNE
		BRZEZINSKI
		BUTLER
	X	H. CARTER
		CLOUGH
		FALLOWS
		HARDEN
		HOYT
		KRAFT
		B. MITCHELL
		B. RAINWATER
		SCHLESINGER
		SCHNEIDERS
		SIEGEL
		T. SMITH
		WELLS
		VOORDE

THE PRESIDENT HAS SEEN.

THE WHITE HOUSE
WASHINGTON

February 22, 1977

*Hugh -
Good work -
ck delivery of
newspapers to mansion
as I requested
J*

MEMORANDUM FOR THE PRESIDENT

FROM: HUGH CARTER, JR. *HC*
SUBJECT: Periodicals

The distribution of periodicals in the White House has been revised in accordance with Proposal II of my memo of February 8, 1977, and the amendments indicated by you. Distribution of publications marked (?) by you has generally been halved.

Total annual cost of the publications listed will be approximately \$10,000 after current subscriptions lapse. This compares with approximately \$22,000 annual rate for the same types of periodicals at the outset of the new Administration.

We have added some names for receipt of complimentary magazines which were unassigned, but this does not affect costs.

We are in the process of combining the Records and Research Libraries, which will eliminate previously duplicated publications, and possibly result in some reduction of personnel after the consolidation is completed. The combined library will also serve as the focal point for screening requests for periodicals, books, and other research materials.

**Electrostatic Copy Made
for Preservation Purposes**

INDEX TO DEPARTMENT/INDIVIDUAL
PERIODICALS DISTRIBUTION LIST

<u>OFFICE</u>	<u>HEAD</u>	<u>PAGE</u>
The President		1
Counsel	Lipshutz	1
Asst. to the President	Jordan	1
Asst.-Policy-Dom. Coun.	Eizenstat	1
Asst.-Cabinet	Watson	1
Asst.-Congress	Moore	1
Asst.-Energy	Schlesinger	2
Asst.-NSC	Brzezinski	2
Sp. Asst.-Appts.	Kraft	2
Sp. Asst.-Budget/Org.	Harden	3
Sp. Asst.-Admin.	Carter	3
Sp. Asst.-Drug Abuse	Bourne	3
Sp. Asst.	Mitchell	3
Press Secretary	Powell	3
Sp. Asst.-Media	Jagoda	4
First Lady	MacBean	5
Research Office/Library	Travis	6
WH Records Office		7
Other WH Offices		8
Independent Agencies		9

DISTRIBUTION OF PERIODICALS
BY DEPARTMENT AND INDIVIDUAL
 (After 2/21 cutbacks)

(Includes Complimentary (*) and Government Publications)

<u>Department</u>	<u>Name</u>	<u>Periodicals</u>	<u>Distribution</u>
The President (West Wing)		Time*	1
		Newsweek*	1
		US News & World Report*	1
		New Republic*	1
		Foreign Policy	1
		Foreign Affairs	1
Counsel	Lipshutz	Time*	1
		Newsweek*	1
		US News & World Report*	1
		New Republic*	1
		Congressional Quarterly	1
	Huron	Time*	1
		Newsweek*	1
		US News & World Report	1
		Federal Register*	1
Asst. to the President	Jordan	Time*	1
		Newsweek*	1
		US News & World Report*	1
Policy- Domestic	Eizenstat	Time*	1
		Newsweek*	1
		US News & World Report*	1
		Business Week	1
	Rubenstein	Time*	1
		Newsweek*	1
		US News & World Report*	1
	Kirschenbaum	Time*	1
		Newsweek*	1
		US News & World Report*	1
		Business Week	1
Congressional Relations	Moore	Time*	1
		Newsweek*	1
		Congressional Quarterly	1
		Congressional Record	1
		Federal Register*	1
	Mitchell, J.	Congressional Record	1
		Federal Register	1
		House & Senate Calendars	1

President and Staff (Cont'd)

<u>Department</u>	<u>Name</u>	<u>Periodicals</u>	<u>Distribution</u>
Congressional Relations (cont'd)	Senate Liaison/ House Liaison	Nation	1
		National Review	1
		Evans and Novak	1
		Congressional Quarterly	1
		National Journal	1
		New Republic*	1
		Human Events*	1
		Progressive	1
	Rick Merrill	Congressional Record	1
		Federal Register*	1
		House & Senate Calendars	1
Energy	Schlesinger	Time*	1
		Newsweek*	1
		US News & World Report*	1
	Pagnotta	Time*	1
		Newsweek*	1
		US News & World Report*	1
		The New Republic	1
	Brzezinski WW upstairs	Congressional Record	1
National Security	Schecter	Time*	1
		Newsweek*	1
		US News & World Report*	1
		The Economist	1
		The New Republic	1
	Tim Kraft	Time*	1
		Newsweek*	1
		US News & World Report*	1
		New Republic*	1
		Human Events*	1
Appointments	Smith, T.	Time*	1
		Newsweek*	1
		US News & World Report*	1
	Voorde, F.	Time*	1
		Newsweek*	1
		US News & World Report*	1
	Becky Hendrix WW Receptionist	Time*	1
		Newsweek*	1
		US News & World Report*	1

President and Staff (Cont'd)

<u>Department</u>	<u>Name</u>	<u>Periodicals</u>	<u>Distribution</u>
Budget/Org.	Harden	Time*	1
		Newsweek*	1
		Business Week	1
Admin.	Carter	Time*	1
		Newsweek*	1
		US News & World Report*	1
	Giannini	Time*	1
Drug Abuse	Bourne	Time*	1
		Newsweek*	1
		US News & World Report*	1
		High Times	1
		Head	1
Sp. Asst.	Mitchell, M.	Time*	1
		Newsweek*	1
Press Secy.	Jody Powell	Time*	1
		Newsweek*	1
		US News & World Report*	1
		Congressional Record	1
	Photo Office (Shaddix)	Time*	1
		Newsweek*	1
		US News & World Report*	1
Press (WW)	Rex Granum	Time*	1
		Newsweek*	1
		US News & World Report*	1
Press (WW)	Walt Wurfel	Time*	1
		Newsweek*	1
		US News & World Report*	1
Press (WW)	Walt Duka	Time*	1
		Newsweek*	1
		US News & World Report*	1
Press (EOB)	P. Barrio	Time*	1
		Newsweek*	1
		US News & World Report*	1
Press (WW)	C. Gerrard	Time*	1
		Newsweek*	1

President and Staff (Cont'd)

<u>Department</u>	<u>Name</u>	<u>Periodicals</u>	<u>Distribution</u>
Press Office (Cont'd)			
Press (EOB)	J. Purks	Time*	1
		Newsweek*	1
		US News & World Report*	1
Press (WW)	W. Drummond	Time*	1
	Dom. Affairs	Newsweek*	1
		US News & World Report*	1
Speech Writing (EOB)	J. Fallows Speechwriter	Time*	1
		Newsweek*	1
		US News & World Report*	1
		New Republic*	1
		People	1
		Washington Monthly	1
		Public Interest	1
		Foreign Policy	1
Media and Pub. Affairs (EOB)	B. Jagoda	Time*	1
		Newsweek*	1
		US News & World Report*	1
		Broadcasting Magazine	1
		TV Guide	1
		TV Digest	1
	R. Neustadt	Time*	1
		Newsweek*	1
		US News & World Report*	1
		The Media Report	1
Press	News Summary Office	Time*	1
		Newsweek*	1
		US News & World Report*	1
		Human Events*	1
		New Republic*	1

First Lady and Staff

<u>Department</u>	<u>Name</u>	<u>Periodicals</u>	<u>Distribution</u>
First Lady		Time*	1
		Newsweek*	1
	EW Receptionist (Visitors)	Time*	1
		Newsweek*	1
	Hoyt	Time*	1
		Newsweek*	1
		US News & World Report*	1
		Congressional Record	1
		House & Senate Calendars	1
	Poston	Time*	1
		Newsweek*	1
		US News & World Report*	1
		People	1
		Variety	1
	Chip Carter	New Times	1

<u>Department</u>	<u>Name</u>	<u>Periodicals</u>	<u>Distribution</u>
Research Office and Library Combined	Travis/ Schleicher	Time*	2
		Newsweek*	2
		US News & World Report*	2
		Business Week	2
		The Economist	1
		Barron's	1
		New Republic*	1
		New York	1
		New Yorker	1
		Human Events*	1
		Readers Digest	1
		Saturday Review	1
		Fortune	1
		Dun's Review	1
		National Review	1
		National Journal	1
		Congressional Quarterly	1
		Editor and Publisher	1
		Washington Monthly	1
		Columbia Journalism Review	1
		Publishers Week	1
		Congressional Record	1
		Federal Register (REQ)	1
		TV Guide	1
		Sports Illustrated	1
		Atlantic	1
		Harpers	1
		Commentary	1
		Foreign Affairs	1
		Foreign Policy	1
		Forbes	1
		Washingtonian	1
		Psychology Today	1
		Public Interest	1
		New Times	1
		National Geographic	1
		New York Book Review	1
		Broadcasting Magazine	1
		Vital Speeches	1

<u>Department</u>	<u>Name</u>	<u>Periodicals</u>	<u>Distribution</u>
White House Records Office	Jones, T.	US Code Congressional & Administrative News Congressional Record Federal Register* Senate Calendar House Calendar Bills, Hearings, & Reports	1 1 1 1 1 2

Other White House Offices

<u>Department</u>	<u>Name</u>	<u>Periodicals</u>	<u>Distribution</u>
Physician	Dr. Lukash	Time*	1
		Newsweek*	1
		US News & World Report*	1
	Dispensary	Time*	1
		Newsweek*	1
		US News & World Report*	1
Chief Exec. Clerk	Linder	Congressional Record	1
		Federal Register*	1
		Senate Calendar	1
		House Calendar	1
	Ratchford	Congressional Record	1
		Federal Register*	1
Comment Office	Simpson	Time*	1
		Newsweek*	1
		US News & World Report*	1
Mail Room	Shay	Time*	1
		Weekly Compilation of Presidential Documents (Currently distributed to all WH Staff members)	50

Independent Agencies

<u>Department</u>	<u>Name</u>	<u>Periodicals</u>	<u>Distribution</u>
O.M.B.		Congressional Record	1
C.E.A.	Schultze	Time*	1
		Newsweek*	1
P.F.I.A.B.	Byers	Newsweek*	1
		Human Events*	1
I.O.B.	Dennin	Time*	1
		Newsweek*	1
		US News & World Report*	1
		New Republic*	1

Date:

February 23, 1977

MEMORANDUM

FOR ACTION:

FOR INFORMATION: The Vice President

Midge Costanza

Stu Eizenstat

Landon Butler

Bob Lipshutz

Frank Moore

Jody Powell

Jack Watson

FROM: Rick Hutcheson, Staff Secretary

SUBJECT: Hugh Carter memo 2/22/77 re Periodicals.

YOUR RESPONSE MUST BE DELIVERED
TO THE STAFF SECRETARY BY:

TIME: 2:00 P.M.

DAY: Friday

DATE: February 25, 1977

ACTION REQUESTED:

☒ Your comments

Other:

STAFF RESPONSE:

☐ I concur.

Please note other comments below:

☒ No comment.

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately. (Telephone, 7052)

Date:

February 23, 1977

MEMORANDUM

FOR ACTION:

FOR INFORMATION: The Vice President
Midge Costanza
Stu Eizenstat
Landon Butler
Bob Lipshutz
Frank Moore
Jody Powell
Jack Watson

FROM: Rick Hutcheson, Staff Secretary

SUBJECT: Hugh Carter memo 2/22/77 re Periodicals. 2/28

YOUR RESPONSE MUST BE DELIVERED
TO THE STAFF SECRETARY BY:

TIME: 2:00 P.M.

DAY: Friday

DATE: February 25, 1977

ACTION REQUESTED:

☒ Your comments

Other:

STAFF RESPONSE:

☐ I concur.

☐ No comment.

Please note other comments below:

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TO THE STAFF SECRETARY BY:

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DAY: Friday

DATE: February 25, 1977

ACTION REQUESTED:

☒ Your comments

Other:

STAFF RESPONSE:

☐ I concur.

☐ No comment.

Please note other comments below:

*Request Time ~~and~~ and Newsweek
added for my office. We will
review our periodicals to see
if we can reduce or consolidate*

FM

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

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THE WHITE HOUSE

WASHINGTON

February 22, 1977

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FROM: HUGH CARTER, JR. 

SUBJECT: Periodicals

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INDEX TO DEPARTMENT/INDIVIDUAL
PERIODICALS DISTRIBUTION LIST

<u>OFFICE</u>	<u>HEAD</u>	<u>PAGE</u>
The President		1
Counsel	Lipshutz	1
Asst. to the President	Jordan	1
Asst.-Policy-Dom. Coun.	Eizenstat	1
Asst.-Cabinet	Watson	1
Asst.-Congress	Moore	1
Asst.-Energy	Schlesinger	2
Asst.-NSC	Brzezinski	2
Sp. Asst.-Appts.	Kraft	2
Sp. Asst.-Budget/Org.	Harden	3
Sp. Asst.-Admin.	Carter	3
Sp. Asst.-Drug Abuse	Bourne	3
Sp. Asst.	Mitchell	3
Press Secretary	Powell	3
Sp. Asst.-Media	Jagoda	4
First Lady	MacBean	5
Research Office/Library	Travis	6
WH Records Office		7
Other WH Offices		8
Independent Agencies		9

DISTRIBUTION OF PERIODICALS
BY DEPARTMENT AND INDIVIDUAL
 (After 2/21 cutbacks)

(Includes Complimentary (*) and Government Publications)

<u>Department</u>	<u>Name</u>	<u>Periodicals</u>	<u>Distribution</u>
The President (West Wing)		Time*	1
		Newsweek*	1
		US News & World Report*	1
		New Republic*	1
		Foreign Policy	1
		Foreign Affairs	1
Counsel	Lipshutz	Time*	1
		Newsweek*	1
		US News & World Report*	1
		New Republic*	1
		Congressional Quarterly	1
	Huron	Time*	1
		Newsweek*	1
		US News & World Report*	1
		Federal Register*	1
Asst. to the President	Jordan	Time*	1
		Newsweek*	1
		US News & World Report*	1
Policy- Domestic	Eizenstat	Time*	1
		Newsweek*	1
		US News & World Report*	1
		Business Week	1
	Rubenstein	Time*	1
		Newsweek*	1
		US News & World Report*	1
	Kirschenbaum	Time*	1
		Newsweek*	1
		US News & World Report*	1
		Business Week	1
Congressional Relations	Moore	Congressional Quarterly	1
		Congressional Record	1
		Federal Register*	1
	Mitchell, J.	Congressional Record	1
		Federal Register	1
		House & Senate Calendars	1

President and Staff (Cont'd)

<u>Department</u>	<u>Name</u>	<u>Periodicals</u>	<u>Distribution</u>
Congressional Relations (cont'd)	Senate Liaison/ House Liaison	Nation	1
		National Review	1
		Evans and Novak	1
		Congressional Quarterly	1
		National Journal	1
		New Republic*	1
		Human Events*	1
		Progressive	1
	Rick Merrill	Congressional Record	1
		Federal Register*	1
		House & Senate Calendars	1
Energy	Schlesinger	Time*	1
		Newsweek*	1
		US News & World Report*	1
	Pagnotta	Time*	1
		Newsweek*	1
		US News & World Report*	1
		The New Republic	1
National Security	Brzezinski WW upstairs	Congressional Record	1
	Schechter	Time*	1
		Newsweek*	1
		US News & World Report*	1
		The Economist	1
		The New Republic	1
Appointments	Tim Kraft	Time*	1
		Newsweek*	1
		US News & World Report*	1
		New Republic*	1
		Human Events*	1
	Smith, T.	Time*	1
		Newsweek*	1
		US News & World Report*	1
	Voorde, F.	Time*	1
		Newsweek*	1
		US News & World Report*	1
	Becky Hendrix WW Receptionist	Time*	1
		Newsweek*	1
		US News & World Report*	1

President and Staff (Cont'd)

<u>Department</u>	<u>Name</u>	<u>Periodicals</u>	<u>Distribution</u>
Budget/Org.	Harden	Time*	1
		Newsweek*	1
		Business Week	1
Admin.	Carter	Time*	1
		Newsweek*	1
		US News & World Report*	1
	Giannini	Time*	1
Drug Abuse	Bourne	Time*	1
		Newsweek*	1
		US News & World Report*	1
		High Times	1
		Head	1
Sp. Asst.	Mitchell, M.	Time*	1
		Newsweek*	1
Press Secy.	Jody Powell	Time*	1
		Newsweek*	1
		US News & World Report*	1
		Congressional Record	1
	Photo Office (Shaddix)	Time*	1
		Newsweek*	1
		US News & World Report*	1
Press (WW)	Rex Granum	Time*	1
		Newsweek*	1
		US News & World Report*	1
Press (WW)	Walt Wurfel	Time*	1
		Newsweek*	1
		US News & World Report*	1
Press (WW)	Walt Duka	Time*	1
		Newsweek*	1
		US News & World Report*	1
Press (EOB)	P. Bario	Time*	1
		Newsweek*	1
		US News & World Report*	1
Press (WW)	C. Gerrard	Time*	1
		Newsweek*	1

President and Staff (Cont'd)

<u>Department</u>	<u>Name</u>	<u>Periodicals</u>	<u>Distribution</u>
Press Office (Cont'd)			
Press (EOB)	J. Purks	Time*	1
		Newsweek*	1
		US News & World Report*	1
Press (WW)	W. Drummond	Time*	1
	Dom. Affairs	Newsweek*	1
		US News & World Report*	1
Speech Writing (EOB)	J. Fallows	Time*	1
	Speechwriter	Newsweek*	1
		US News & World Report*	1
		New Republic*	1
		People	1
		Washington Monthly	1
		Public Interest	1
		Foreign Policy	1
Media and Pub. Affairs (EOB)	B. Jagoda	Time*	1
		Newsweek*	1
		US News & World Report*	1
		Broadcasting Magazine	1
		TV Guide	1
		TV Digest	1
	R. Neustadt	Time*	1
		Newsweek*	1
		US News & World Report*	1
		The Media Report	1
Press	News Summary Office	Time*	1
		Newsweek*	1
		US News & World Report*	1
		Human Events*	1
		New Republic*	1

First Lady and Staff

<u>Department</u>	<u>Name</u>	<u>Periodicals</u>	<u>Distribution</u>
First Lady		Time*	1
		Newsweek*	1
	EW Receptionist (Visitors)	Time*	1
		Newsweek*	1
	Hoyt	Time*	1
		Newsweek*	1
		US News & World Report*	1
		Congressional Record	1
		House & Senate Calendars	1
	Poston	Time*	1
		Newsweek*	1
		US News & World Report*	1
		People	1
		Variety	1
	Chip Carter	New Times	1

<u>Department</u>	<u>Name</u>	<u>Periodicals</u>	<u>Distribution</u>
Research Office and Library Combined	Travis/ Schleicher	Time*	2
		Newsweek*	2
		US News & World Report*	2
		Business Week	2
		The Economist	1
		Barron's	1
		New Republic*	1
		New York	1
		New Yorker	1
		Human Events*	1
		Readers Digest	1
		Saturday Review	1
		Fortune	1
		Dun's Review	1
		National Review	1
		National Journal	1
		Congressional Quarterly	1
		Editor and Publisher	1
		Washington Monthly	1
		Columbia Journalism Review	1
		Publishers Week	1
		Congressional Record	1
		Federal Register (REQ)	1
		TV Guide	1
		Sports Illustrated	1
		Atlantic	1
		Harpers	1
		Commentary	1
		Foreign Affairs	1
		Foreign Policy	1
		Forbes	1
		Washingtonian	1
		Psychology Today	1
		Public Interest	1
		New Times	1
		National Geographic	1
		New York Book Review	1
		Broadcasting Magazine	1
		Vital Speeches	1

<u>Department</u>	<u>Name</u>	<u>Periodicals</u>	<u>Distribution</u>
White House Records Office	Jones, T.	US Code Congressional & Administrative News Congressional Record Federal Register* Senate Calendar House Calendar Bills, Hearings, & Reports	1 1 1 1 1 2

Other White House Offices

<u>Department</u>	<u>Name</u>	<u>Periodicals</u>	<u>Distribution</u>
Physician	Dr. Lukash	Time*	1
		Newsweek*	1
		US News & World Report*	1
	Dispensary	Time*	1
		Newsweek*	1
		US News & World Report*	1
Chief Exec. Clerk	Linder	Congressional Record	1
		Federal Register*	1
		Senate Calendar	1
		House Calendar	1
	Ratchford	Congressional Record	1
		Federal Register*	1
Comment Office	Simpson	Time*	1
		Newsweek*	1
		US News & World Report*	1
Mail Room	Shay	Time*	1
		Weekly Compilation of Presidential Documents (Currently distributed to all WH Staff members)	50

Independent Agencies

<u>Department</u>	<u>Name</u>	<u>Periodicals</u>	<u>Distribution</u>
O.M.B.		Congressional Record	1
C.E.A.	Schultze	Time*	1
		Newsweek*	1
P.F.I.A.B.	Byers	Newsweek*	1
		Human Events*	1
I.O.B.	Dennin	Time*	1
		Newsweek*	1
		US News & World Report*	1
		New Republic*	1

THE WHITE HOUSE
WASHINGTON

February 28, 1977

Robert Lipshutz -

The attached was returned in
the President's outbox. It is
forwarded to you for appropriate
handling.

Rick Hutcheson

Re: State of Maine - Indian Land
Claims Matter

cc: Jody Powell
Jack Watson

THE WHITE HOUSE
WASHINGTON

ACTION	FYI	
		MONDALE
		COSTANZA
		EIZENSTAT
		JORDAN
	<input checked="" type="checkbox"/>	LIPSHUTZ
		MOORE
	<input checked="" type="checkbox"/>	POWELL
	<input checked="" type="checkbox"/>	WATSON

- ☐ FOR STAFFING
- ☐ FOR INFORMATION
- ☐ TO PRESIDENT
TODAY

ACTION	FYI	
		ARAGON
		BOURNE
		BRZEZINSKI
		BUTLER
		H. CARTER
		CLOUGH
		FALLOWS
		HARDEN
		HOYT
		KRAFT
		B. MITCHELL
		B. RAINWATER
		SCHLESINGER
		SCHNEIDERS
		SIEGEL
		T. SMITH
		WELLS
		VOORDE

THE PRESIDENT HAS SEEN.

ok
J

THE WHITE HOUSE

WASHINGTON

February 26, 1977

MEMORANDUM FOR THE PRESIDENT

FROM: ROBERT LIPSHUTZ *RL*
SUBJECT: State of Maine - Indian Land Claims Matter

As an interim report, I am attaching hereto a current status report.

Barring unforeseen developments over the weekend, on Monday there should be a "release" from the Department of Justice (after a briefing with all of the Congressional parties, the Governor of Maine, and the Attorney General of Maine) which sets out substantial agreements between and among all of the parties.

Pursuant to your memorandum to me, I have indicated that you would be willing to select someone to help "coordinate" the negotiations between and among the parties. However, it is not necessary to name any particular individual at this stage of the proceedings.

I will keep you advised.

**Electrostatic Copy Made
for Preservation Purposes**

Attachment



ASSISTANT ATTORNEY GENERAL
LAND AND NATURAL RESOURCES
DIVISION

Department of Justice

Washington, D.C. 20530

February 25, 1977

M E M O R A N D U M

TO: Robert J. Lipshutz,
Counsel to the President

FROM: Peter R. Taft,
PR Assistant Attorney General
Land and Natural Resources Division

RE: Maine Indian Cases

The current status of the Maine Indian cases is in accord with our expectations in my memorandum to Doug Huron last Friday. The agreements and remaining contingencies are as follows:

(1) On Monday, Interior will send over, and release to the public, its final litigation report on the Penobscot and Passamaquoddy claims. A draft copy is attached which has been approved by Interior, Justice, and counsel for the tribes. The report recommends that Justice initiate litigation for land and trespass damages only for those areas actually used and occupied by the Indians as of 1790. This will exclude the coastal areas that were settled and land granted as of that time. Particularly, the Penobscot claim will be for the Penobscot river watershed above the head of the tide, which is north of Eddington Maine. The Passamaquoddy claim will be for the St. Croix watershed above the township of Baring Plantation. Contracts will be made with experts to determine Indian use and occupancy on certain additional areas noted in the report.

(2) Interior will work with the tribes for a just legislative package for a substitute monetary claim for the coastal and settled areas.



(3) Within the remaining land claim, the tribe will offer to substitute a monetary claim against the State or the United States in place of all claims against homeowners and small landholders. Interior will assist the tribes in this effort, and Justice will forebear from any litigation against such owners.

(4) The tribes tentatively approved this agreement several weeks ago and will ratify it this weekend.

(5) On Monday, we will apply for an extension to report to the court until June 1, 1977. We will state that we believe a valid cause of action exists for land and damages in areas used and occupied by the Indians as of 1790. We will summarize the agreements made with the tribes and Interior. We will again urge all parties to seek a negotiated solution to be adopted by Congress since we do not believe that litigation is a proper means for settling the dispute.

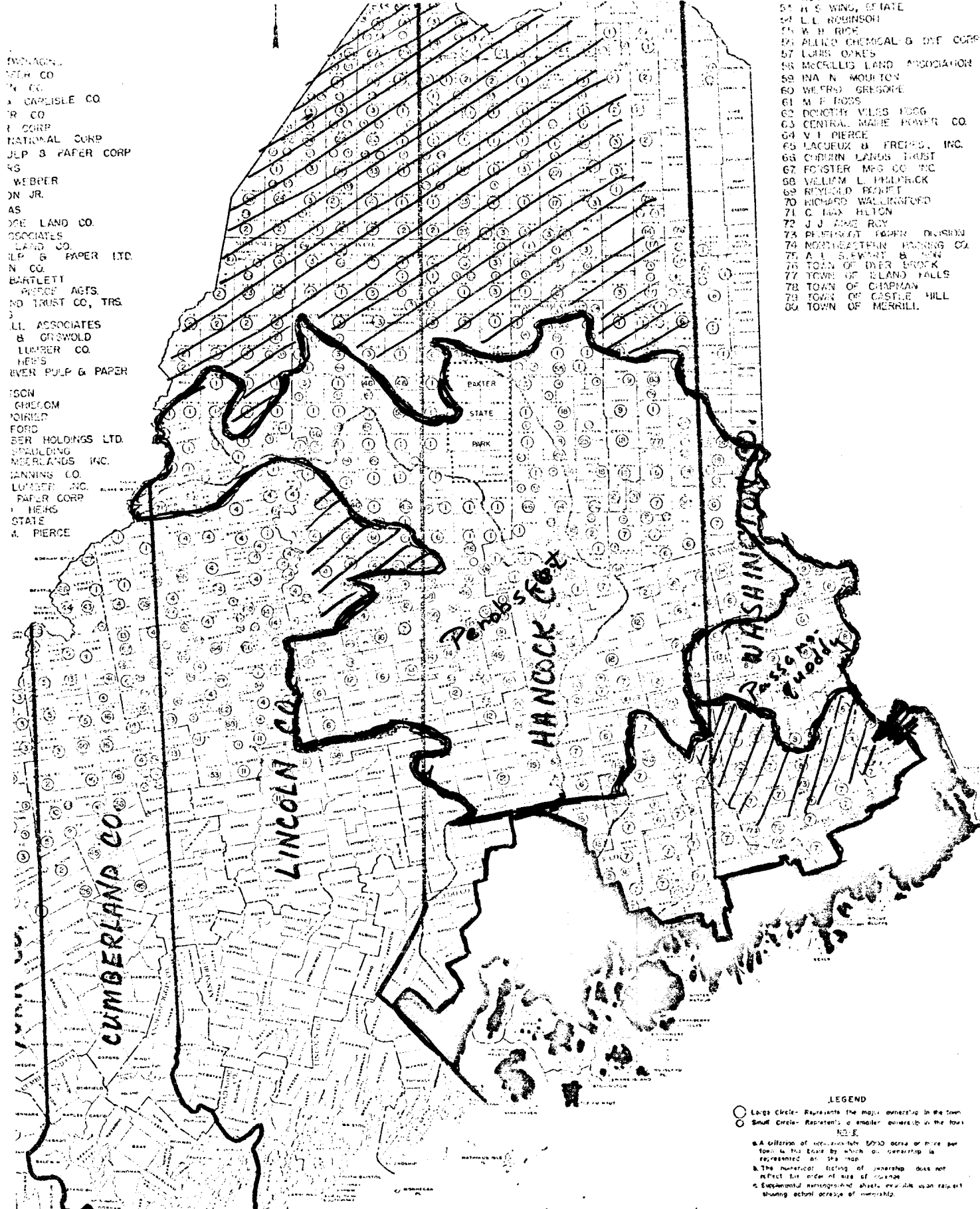
(6) The White House will announce that the President will appoint a special representative to assist the parties in negotiating a satisfactory settlement.

(7) Justice will propose to Congress a three-year extension of the statute of limitations for Indian damage claims within the State of Maine since any initial actions, if necessary, would be against a limited number of major landholders only.

I have attached a rough map showing the claim areas. The original Interior request affected 340,000 in current population. The modified request affects between 75,000 and 92,000 dependent on the outcome of studies in the uncertain areas, and homeowners within this reduced number will be exempt.

1. MORGAN
 2. CO
 3. CO
 4. CARLISLE CO
 5. CO
 6. CORP
 7. NATIONAL CORP
 8. JLP & PAPER CORP
 9. S
 10. WEBBER
 11. ON JR.
 12. AS
 13. COE LAND CO.
 14. ASSOCIATES
 15. LAND CO.
 16. JLP & PAPER LTD.
 17. N. CO.
 18. BARTLETT
 19. PIERCE AGTS.
 20. TRUST CO, TRS.
 21. S
 22. LL ASSOCIATES
 23. B. GRISWOLD
 24. LUMBER CO.
 25. NEWS
 26. EVER PULP & PAPER
 27. SON
 28. GREGOM
 29. MOIRER
 30. FORD
 31. BER HOLDINGS LTD.
 32. SPANGLING
 33. MEERLANDS INC.
 34. LANNING CO.
 35. LUMBER INC.
 36. PAPER CORP
 37. HICKS
 38. STATE
 39. A. PIERCE

40. H. S. WING, ESTATE
 41. L. L. ROBINSON
 42. A. H. RICE
 43. ALKO CHEMICAL & OIL CORP
 44. LORIS OAKES
 45. McCELLIS LAND ASSOCIATION
 46. INA N. MOUTON
 47. WELTON GREGORY
 48. M. F. ROSS
 49. DONOTHY VILES 1906
 50. CENTRAL MARE POWER CO.
 51. V. I. PIERCE
 52. LACUEUX & FREEMAN, INC.
 53. CHURCH LANDS TRUST
 54. FOISTER MRS CO INC
 55. WILLIAM L. FALCHUCK
 56. RYLAND FALCHUCK
 57. RICHARD WALLINGFORD
 58. C. L. HILTON
 59. J. J. LANE ROY
 60. REINOLDT PAPER DIVISION
 61. NORTH EASTERN PAPER CO.
 62. A. L. SAWYER & SON
 63. TOWN OF DIER BROOK
 64. TOWN OF ELAND FALLS
 65. TOWN OF CHAPMAN
 66. TOWN OF CASTLE HILL
 67. TOWN OF MERRILL



LEGEND
 Large Circle - Represents the major ownership in the town
 Small Circle - Represents a smaller ownership in the town
 NO. 1
 A. A. criterion of ownership is 1000 acres or more per town in this state by which ownership is represented on the map
 B. The numerical listing of ownership does not affect the order of size of ownership
 C. Supplemental mapping sheet available upon request showing actual acreage of ownership

- ☒ areas DOJ prepared to proceed with
- ☒ areas of uncertainty subject to study
- ☒ settled and land granted as of 1790

settlement and county boundaries

as of 1790 Census *

The Honorable Peter R. Taft
Assistant Attorney General
Land and Natural Resources Division
Department of Justice
Washington, D.C. 20530

*not sent in
Attachment to
RTL memo*

Re: United States v. Maine, Civil No. 1966;
United States District Court for Maine;
and United States v. Maine, Civil No.
1969, United States District Court for
Maine

Dear Mr. Taft:

On January 11, 1977, the former Solicitor submitted to you the final draft litigation reports on the Passamaquoddy and Penobscot Indian land claims in the State of Maine. Shortly thereafter you obtained an extension until March 1, 1977, of the time within which the United States is required to notify the federal district court as to whether it intends to pursue the above-entitled litigation on behalf of the Tribes.

Since that time, representatives of this Department have worked with your staff in gathering and reviewing material relative to the Tribes' claims. In so doing, additional detailed information on the claims has been solicited and obtained from both the State of Maine and the Tribes, and discussions have been had with representatives of those parties. As a result of

our review, we have determined to adopt the conclusions contained in the January 11, 1977, litigation report in support of land claims on behalf of both the Penobscot and Passamaquoddy Tribes. However, as agreed to by the Tribes, we are modifying our requests for litigation.

Based on our review and that agreement, we recommend that:

(1) Claims be filed on behalf of the Passamaquoddy and Penobscot Tribes for those lands which the Tribes actually used and occupied as of 1790, omitting those coastal areas which had been substantially settled by non-Indians and land granted prior to 1790, the date of passage of the first Trade and Intercourse Act. The granting and settlement of coastal portions of the claim area prior to 1790 would raise additional and distinct legal issues and possible defenses. In addition, these coastal areas are presently the most densely populated portions of the claimed area. Therefore, the Tribes have agreed at this time to seek an alternative legislative solution with respect to these coastal areas. Specifically, we recommend:

(a) A claim for possession of the land and trespass damages for the Passamaquoddy Tribe for all of those lands lying within the upper St. Croix River watershed beginning

north of Baring Plantation. It should also include those portions, if any, of the upper watershed of the Machias and Dennys Rivers which the Tribe actually used and occupied as of 1790.

(b) A claim for possession of the land and trespass damages for the Penobscot Tribe for all those lands lying in the Penobscot River watershed above the ancient head of the tide, a point north of Eddington, Maine, to the head of the river. It should also include those portions, if any, of the eastern shore of Moosehead Lake and the St. John River watershed west of Houlton, Presque Isle and Caribou which the tribe actually used and occupied in 1790, and excluding lands under treaty deeds confirmed pursuant to the Webster Asburton Treaty of 1842.

We shall enter into contracts for the necessary studies for the unresolved areas described in (a) and (b) above for both Passamaquoddy and Penobscot claims forthwith.

(2) With respect to those areas described in (a) and (b) above, in which a land and trespass claim

will be asserted, the Tribes have indicated their intention not to pursue any remedy against any homeowner or other small property owner if they can substitute a satisfactory monetary claim against an appropriate sovereign body for the full value of such claims. Accordingly, we have agreed to assist them in developing a legislative package substituting a monetary claim in lieu of other claims and to support them in obtaining passage of appropriate legislation.

(3) With respect to the coastal areas on which land and trespass claims will be withheld at this time, we have agreed to work with the tribes for a similar just legislative solution for these claims.

Please direct any questions you have on this litigation request to me.

Sincerely yours,

Solicitor
Department of Interior

THE PRESIDENT HAS SEEN.

THE WHITE HOUSE
WASHINGTON

February 24, 1977

MEMORANDUM TO: THE PRESIDENT
FROM: JACK WATSON
RE: POSSIBLE "SPECIAL TOPICS" FOR MONDAY
MORNING'S CABINET MEETING

At the February 14 Cabinet meeting, you asked Cabinet members for major issues on "concepts" that might be discussed at future meetings. I followed up with a memorandum, but so far, the response has been slim. Here are some topics which might be discussed next Monday morning.

- a. Highlights of the energy reorganization legislation - Jim Schlesinger.
- b. Trip to Middle East - Cy Vance
- c. Drought report (specifically, your plans for coordination of the federal assessment and response effort.)
- d. *Coordinate cabinet testimony & my policies.*

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for Preservation Purposes**

ACTION	FYI	
		MONDALE
		COSTANZA
		EIZENSTAT
		JORDAN
		LIPSHUTZ
		MOORE
		POWELL
X		WATSON

ACTION		FYI
		ARAGON
		BOURNE
		BRZEZINSKI
		BUTLER
		H. CARTER
		CLOUGH
		FALLOWS
		HARDEN
		HOYT
		KRAFT
		B. MITCHELL
		B. RAINWATER
		SCHLESINGER
		SCHNEIDERS
		SIEGEL
		T. SMITH
		WELLS
		VOORDE

THE WHITE HOUSE
WASHINGTON

February 28, 1977

Jack Watson -

The attached was returned in
the President's outbox. It is
forwarded to you for appropriate
handling.

Rick Hutcheson

Re: Topics for Cabinet Meeting

THE WHITE HOUSE
WASHINGTON

February 28, 1977

Bob Lipshutz

The attached was returned in
the President's outbox. It is
forwarded to you for appropriate
handling.

Rick Hutcheson

Re: Elimination of Limousines

cc: Jody Powell

THE WHITE HOUSE
WASHINGTON

ACTION	FYI	
		MONDALE
		COSTANZA
		EIZENSTAT
		JORDAN
	X	LIPSHUTZ
		MOORE
	Y	POWELL
		WATSON

- ☐ FOR STAFFING
- ☐ FOR INFORMATION
- ☐ TO PRESIDENT
TODAY

ACTION	FYI	
		ARAGON
		BOURNE
		BRZEZINSKI
		BUTLER
		H. CARTER
		CLOUGH
		FALLOWS
		HARDEN
		HOYT
		KRAFT
		B. MITCHELL
		B. RAINWATER
		SCHLESINGER
		SCHNEIDERS
		SIEGEL
		T. SMITH
		WELLS
		VOORDE

THE WHITE HOUSE
WASHINGTON

TO: The President
FROM: Bob Lipshutz

Re. Government
Finances

Attached is an
interim report on
this matter.

2/26/77

MEMORANDUM

THE PRESIDENT HAS SEEN.

ok
J

THE WHITE HOUSE

WASHINGTON

February 24, 1977

MEMORANDUM FOR BOB LIPSHUTZ

FROM: DOUG HURON

DEB E.J.F.

RE: Eliminating Use of Limousines and
Personal Chauffeurs within Federal
Agencies: Status Report

The President directed that we determine the steps needed to minimize use of limousines and personal chauffeurs within Federal agencies, and specifically suggested that we obtain a copy of a report prepared by Senator Proxmire's staff.

The report in question is three years old and out of date. Proxmire's staff is preparing a new report, however, and the results should be ready within a week. The preliminary results, coupled with information available from GSA, indicate that use of limousines has already been fairly substantially reduced. There are probably no more than 50 in the government now. Personal use of more modest government vehicles may be a greater problem. In any event, it appears that the remaining problems can probably be addressed through use of a directive from the President to agency heads.

I will prepare such a directive as soon as final data from Proxmire's office and the GSA is received.

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for Preservation Purposes**

THE WHITE HOUSE
WASHINGTON

February 28, 1977

Fran Voorde -

The attached was returned in
the President's outbox. It is
forwarded to you for appropriate
handling.

Rick Hutcheson

Re: Children's Hospital Dedication
March 6

cc: Tim Kraft

THE WHITE HOUSE
WASHINGTON

ACTION	FYI	
		MONDALE
		COSTANZA
		EIZENSTAT
		JORDAN
		LIPSHUTZ
		MOORE
		POWELL
		WATSON

- ☐ FOR STAFFING
- ☐ FOR INFORMATION
- ☐ TO PRESIDENT
TODAY

ACTION	FYI	
		ARAGON
		BOURNE
		BRZEZINSKI
		BUTLER
		H. CARTER
		CLOUGH
		FALLOWS
		HARDEN
		HOYT
	X	KRAFT
		B. MITCHELL
		B. RAINWATER
		SCHLESINGER
		SCHNEIDERS
		SIEGEL
		T. SMITH
		WELLS
	X	VOORDE

MEMORANDUM

THE PRESIDENT HAS SEEN.

THE WHITE HOUSE
WASHINGTON

February 25, 1977

*Fran. I'll go
this time. but I'm
not looking for
"events" to
occupy my Sunday
afternoons!*

TO: Tim Kraft
FROM: Fran *fran*
Re: Children's Hospital Dedication - March 6

This is in response to the President's inquiry as to "Why" this dedication was included on his proposed schedule for Sunday, March 6, 1977.

FACILITY ITSELF: One of earliest exclusively children's hospitals in the country (est. 1870). New modern facility supported by both sides of the aisle in Congress. (Financing - 2/3rds of construction provided by Congress; \$25 million operating budget comes from hospital revenues with any deficit covered by "community contributors".

PATIENTS: from all 50 States - and at least once a week a child is brought from a foreign country for treatment.

D.C.: Though a "national" hospital, there is great local pride and involvement in the hospital. (Bunny recommends as an example of your participating in events occurring in your new home - Washington)

ISSUE
ADVANTAGE: Very brief remarks giving you an opportunity to stress again the need to continue to be concerned for the health care of all our citizens without being required to give detailed proposal.

PEOPLE TOUCH: an obvious demonstration of your concern for the needs of others.

Family: An appropriate "event" for you, Mrs. Carter and Amy on a Sunday afternoon.

☒ approve ☐ disapprove ☐ ask
if Mrs. Carter
would like to c

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Grandson

ARIZ
ND AK MOOSE
GA.
CALO

THE WHITE HOUSE
WASHINGTON

REGS

ZBB

REGS

REPORTS

REG. OFFICES

REG. COMMISSIONS

LEAA

ZBB

INTERGOV-

END COMBAT

WELFARE

HOSPITAL

TAX REFORM

ENERGY

W/H E Godunovs

2-28-77

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THE WHITE HOUSE
WASHINGTON

February 28, 1977

Greg Schneiders

The attached was returned in
the President's outbox. It is
forwarded to you for appropriate
handling.

Rick Hutcheson

Re: Aunty Sissy and the People
Program

THE WHITE HOUSE
WASHINGTON

ACTION	FYI
	MONDALE
	COSTANZA
	EIZENSTAT
	JORDAN
	LIPSHUTZ
	MOORE
	POWELL
	WATSON

- ☐ FOR STAFFING
- ☐ FOR INFORMATION
- ☐ TO PRESIDENT
TODAY

ACTION	FYI
	ARAGON
	BOURNE
	BRZEZINSKI
	BUTLER
	H. CARTER
	CLOUGH
	FALLOWS
	HARDEN
	HOYT
	KRAFT
	B. MITCHELL
	B. RAINWATER
	SCHLESINGER
X	SCHNEIDERS
	SIEGEL
	T. SMITH
	WELLS
	VOORDE

THE WHITE HOUSE
WASHINGTON

Mr. President:

Frank Moore concurs. Other
advisors had no comment.

Rick

*No. Let it ride
for awhile.*

J

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for Preservation Purposes**

THE PRESIDENT HAS SEEN.

THE WHITE HOUSE

WASHINGTON

February 22, 1977

MEMORANDUM FOR: The President

FROM: Greg Schneiders *Greg*

SUBJECT: Aunt Sissy and the People Program

At Midge's suggestion, I met today with Aunt Sissy and discussed her ideas on how you might stay in touch with the American people.

Her principle suggestion was to designate a "citizen-representative" in each state to facilitate communication between yourself and the people of that state.

This plan has three drawbacks:

1. It raises expectations of Presidential responsiveness to an unrealistic level.
2. The "citizen representative" would be swamped with calls and letters which could not be handled without a large staff.
3. Senators, Congressmen and other elected officials may see this as an infringement of their "turf rights."

I suggest the following alternatives:

Designate Aunt Sissy a "Domestic Ambassador at Large." Ask her to travel the country part time, speak to citizen groups, stay in private homes, listen and report to you regularly. When she is not travelling she can arrange her own schedule.

Pay her expenses, no salary. Do this quietly so that you won't be accused of another "symbolic" act; it will become known in time.

If this proves productive you may want to expand the program.

Date: February 23, 1977

MEMORANDUM

FOR ACTION:

The Vice President
Midge Costanza Jack Watson
Stu Eizenstat Betty Rainwater
Bob Lipshutz
Frank Moore
Jody Powell

FOR INFORMATION:

FM

FROM: Rick Hutcheson, Staff Secretary

SUBJECT: Greg Schneiders memo 2/22/77 re
Aunt Sissy and the People Program.

YOUR RESPONSE MUST BE DELIVERED
TO THE STAFF SECRETARY BY:

TIME: 1:00 P.M.

DAY: Friday

DATE: February 23, 1977

ACTION REQUESTED:

☒ Your comments

Other:

STAFF RESPONSE:

☒ I concur.

☐ No comment.

Please note other comments below:

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately. (Telephone, 7052)

THE WHITE HOUSE
WASHINGTON

February 28, 1977

Bob Lipshutz -

The attached was returned in
the President's outbox. It is
forwarded to you for appropriate
handling.

Rick Hutcheson

Re: Four International Human Rights
Treaties & Covenants

cc: The Vice President
Stu Eizenstat
Jody Powell
Jack Watson
Jim Fallows

THE WHITE HOUSE
WASHINGTON

ACTION	FYI	
	X	MONDALE
		COSTANZA
	X	EIZENSTAT
		JORDAN
	X	LIPSHUTZ
		MOORE
	X	POWELL
	X	WATSON

- ☐ FOR STAFFING
- ☐ FOR INFORMATION
- ☐ TO PRESIDENT
TODAY

ACTION	FYI	
		ARAGON
		BOURNE
		BRZEZINSKI
		BUTLER
		H. CARTER
		CLOUGH
	X	FALLOWS
		HARDEN
		HOYT
		KRAFT
		B. MITCHELL
		B. RAINWATER
		SCHLESINGER
		SCHNEIDERS
		SIEGEL
		T. SMITH
		WELLS
		VOORDE

THE PRESIDENT HAS SEEN.

THE WHITE HOUSE
WASHINGTON

February 26, 1977

*Bob - Sounds ok.
May speak to UN
in March (?)
J*

MEMORANDUM FOR THE PRESIDENT

FROM: BOB LIPSHUTZ *R. J. F.*
SUBJECT: Four International Human
Rights Treaties and Covenants

Pursuant to your direction, on this past Friday, I convened a group consisting of legal and other representatives of the Department of State, National Security Council, and the Attorney General. This was a very constructive and informative meeting, and I anticipate forwarding a final recommendation to you on or before Saturday, March 12.

Considerable research has already been done for the purpose of ascertaining legal conflicts between some of the treaty provisions, on the one hand, and the United States Constitution and statutes, on the other. One of the most significant is the conflict between a provision in the International Convention on the Elimination of all Form of Racial Discrimination (which would prohibit dissemination of ideas based on racial superiority or hatred, etc.), and the provisions of the First Amendment of the United States Constitution protecting the right of free speech. There are also a number of other such conflicts.

Conflicts of this type can be resolved by having the United States ratify the treaties and covenants with appropriate "reservations" and "interpretations". This is in the nature of a "counter offer" to the other nations who have ratified the documents, but it is an accepted practice.

The principal area of debate within our group relates to the wisdom of making such "reservations" and "interpretations" in either a simplified but general form, or in a very specific manner. I will elaborate upon this question in my subsequent memorandum and recommendation.

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for Preservation Purposes**

Incidentally, I also have included Jim Fallows in the discussions, so that he will have an in-depth understanding of this matter. This is based upon the anticipation that you may wish to make a major speech as the format for announcing your decision and action relative to these four treaties and covenants. Zbigniew Brzezinski has advised me that he believes this might be an advisable course of action.

However, I do wish to suggest strongly that, after you have developed your final position and proposal, there be consultation with the appropriate members of Congress, and particularly the Senate Foreign Relations Committee, prior to your public statement.

Attached is the suggested agenda for action in this matter.

Attachment

AGENDA FOR ACTION ON HUMAN RIGHTS TREATIES

The following is a proposed agenda and schedule for executive branch action on the three human rights treaties that the President has decided should be submitted to the Senate for advice and consent to ratification.

1. Final preparation by State and Justice of the texts of required reservations and understandings.

To be completed by March 4.

2. Preparation by State of the formal Report from the Secretary of State to the President on the treaties, and the President's Message to the Senate, and their transmission to the President.

To be completed by March 11.

3. Initial consultation with the Congress, including Senate Foreign Relations Committee and other interested members of the Senate.

4. Signing of the Human Rights Covenants (the Convention on Racial Discrimination has been signed).

Signing can take place at any time prior to transmittal of the treaties to the Senate.

5. Transmission of the treaties from the President to the Senate, along with a separate message urging the Senate to approve the Genocide Convention.

- 6.. Detailed consultation with the Congress, particularly on texts of proposed reservations and understandings.

THE WHITE HOUSE
WASHINGTON

February 28, 1977

Bert Lance -

The attached was returned in
the President's outbox. It is
forwarded to you for appropriate
handling.

Rick Hutcheson

cc: Hugh Carter

Re: Camp David

THE WHITE HOUSE
WASHINGTON

2-27-77

To Bert Lance

Please do not
permit anymore con-
struction at Camp
David. Let me
know status.



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for Preservation Purposes

THE WHITE HOUSE
WASHINGTON

February 28, 1977

The Attorney General thru
Jack Watson

The attached was returned in
the President's outbox. It is
forwarded to you for appropriate
handling.

Rick Hutcheson

Re: Call to Admiral Rickover

THE WHITE HOUSE
WASHINGTON

2-27-77

To Griffin Bell

ADM Hickover asked
for you to give him
a call.

J.

THE WHITE HOUSE
WASHINGTON

2-28-77

To ADM Rickover

Again, Thank you. I'm
really proud of your letter
about the workbook from
KAPC, and after voluntary
or involuntary retirement from
my present assignment I
may get up the courage
for another interview with
you. I hope that my
present performance will qual-
ify me for the promotion.

Amy is proud of the
photo & water from the North
Pole

Finney

To Stripping 3/1/77
Admiral Hyman G. Rickover
2301 S. Jefferson Davis Highway
Arlington, Va. 22202



To ADM. Rickover - Thank you for my
1953 notebook from your earliest nuclear
submarine days - & for the training you
gave me. I hope it will pay off now
that I'm your boss!

Jimmy Carter
1977

25 February 1977

Dear Mr. President:

Here is the workbook you kept in 1953 as a student at the Knolls Atomic Power Laboratory at West Milton, New York.

Based on the professionalism of your workbook; the knowledge you acquired in the theory and practice of nuclear power while in the Naval Reactors Program; the competent assistance you provided in the removal of radioactivity from the atomic power plant in Chalk River, Ontario; and because the excellent record you made supports this action: I hereby designate you a fully qualified Naval Nuclear Power Engineer.

Should you decide to leave your present employment, you will be welcome once more in the Naval Reactors Program—subject, of course, to an additional interview to determine your continued fitness.

Respectfully,

H. G. Rickover
H. G. Rickover

The President
The White House
Washington, D.C. 20006

*3/1/77
To Margo Wicklund for Archival
Notebook & picture of West Milton
Site - October 1953
Knolls Atomic Power Laboratory*

THE WHITE HOUSE
WASHINGTON

Susan -
Archives

J
Insert Xerox of 2/25/77
Rick's letter J

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for Preservation Purposes

THE WHITE HOUSE
WASHINGTON

2-28-77

To Cy, Bert, Mike, Stu, Charles

Please let me have a
brief memo on the legal and
proper role of the Special
Trade Representative.

Then I want to meet
with you & Strauss to
have a clear understanding
of the interrelationships among
you.

Jimmy

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for Preservation Purposes

THE WHITE HOUSE
WASHINGTON

ACTION	FYI	
		MONDALE
		COSTANZA
	X	EIZENSTAT
		JORDAN
		LIPSHUTZ
	X	MOORE
	X	POWELL
	X	WATSON

- ☐ FOR STAFFING
☐ FOR INFORMATION
☐ TO PRESIDENT
TODAY

ACTION	FYI	
		ARAGON
		BOURNE
		BRZEZINSKI
		BUTLER
		H. CARTER
		CLOUGH
		FALLOWS
		HARDEN
		HOYT
		KRAFT
		B. MITCHELL
		B. RAINWATER
		SCHLESINGER
		SCHNEIDERS
		SIEGEL
		T. SMITH
		WELLS
		VOORDE

THE WHITE HOUSE
SIGNATURE MUST BE SECURED

TO: Secretary of Treasury
Washington, D.C. 20220

DATE 3/1/77
NUMBER 2339

TIME REC'D 6:08

RECEIVED BY *L. B. ...*

DELIVERED BY *P. Baylor*

RETURN RECEIPT To Rick Hutcheson, Staff Sec.

THE WHITE HOUSE
WASHINGTON

CC
LANCER

ACTION	FYI	
<input type="checkbox"/>	<input type="checkbox"/>	MONDALE
<input type="checkbox"/>	<input type="checkbox"/>	COSTANZA
<input type="checkbox"/>	<input type="checkbox"/>	EIZENSTAT
<input type="checkbox"/>	<input type="checkbox"/>	JORDAN
<input type="checkbox"/>	<input type="checkbox"/>	LIPSHUTZ
<input type="checkbox"/>	<input type="checkbox"/>	MOORE
<input type="checkbox"/>	<input type="checkbox"/>	POWELL
<input type="checkbox"/>	<input type="checkbox"/>	WATSON

- ☐ FOR STAFFING
- ☐ FOR INFORMATION
- ☐ TO PRESIDENT
TODAY

ACTION	FYI	
<input type="checkbox"/>	<input type="checkbox"/>	ANAGON
<input type="checkbox"/>	<input type="checkbox"/>	BOURNE
<input type="checkbox"/>	<input type="checkbox"/>	BRZEZINSKI
<input type="checkbox"/>	<input type="checkbox"/>	BUTLER
<input type="checkbox"/>	<input type="checkbox"/>	H. CARTER
<input type="checkbox"/>	<input type="checkbox"/>	CLOUGH
<input type="checkbox"/>	<input type="checkbox"/>	FALLOWS
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<input type="checkbox"/>	<input type="checkbox"/>	WELLS
<input type="checkbox"/>	<input type="checkbox"/>	VOORDE

THE WHITE HOUSE
WASHINGTON

photocopy -

cc VANCE
~~copy to Brz~~

LANCE

Blumenthal

Stu

Schulze

Brz

Kra/8

HJ

Watson

UP

Xerox info:

MEMORANDUM

THE WHITE HOUSE
WASHINGTON

INFORMATION

28 February 1977

TO:

JACK WATSON

FROM:

RICK HUTCHESON

SUBJECT:

Routing of Messages from
the President to Cabinet
Officers

See the attached note from the President.

Following his instructions, I will again send the President's messages directly to Cabinet officers, rather than routing them through you, as you had requested.

I will, of course, provide you with copies of these communications.

cc: Susan Clough

THE WHITE HOUSE
WASHINGTON

2/28/77

Re: Handwritten note to Cecil Andrus
(and Jim Schlesinger), dated
2/17; received 2/24

Rick Hutcheson's records show he
received the note on 2/17 and sent
copies to Schlesinger and Jack Watson
(Andrus' copy) on February 18th.

Schlesinger received his. Watson's
office has no record of it at all...
although they are still searching.
(Obviously, since Andrus ultimately
received his copy, they must have
processed it somehow.)

Assume the problem was in Jack Watson's
office. Jack has asked that all of
your notes, etc., to the Cabinet go
through him.

-- SSC

THE WHITE HOUSE
WASHINGTON

2/28/77

Rick/Jack --

I would strongly suggest that beginning immediately, Jack receive a blind carbon copy of the President's communications to his Cabinet.....instead of routing the original through Jack.

-- SSC

(don't act on his request for subject of memo. i think i've found it in the summaries of his notes. if he wants more information, then i'll call!)

copy of the
attached to
J. A. C. H.
R. V.

THE WHITE HOUSE
WASHINGTON

2-28-77

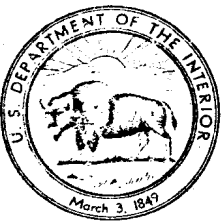
To Rick - Susan - Jack

When I send
mail to a Cabinet
Officer personally.
do not intercept
it as occurred
with this memo.

What memo was
this?

F

Electrostatic Copy Made
for Preservation Purposes



THE SECRETARY OF THE INTERIOR
WASHINGTON

February 25, 1977

Susan J

MEMORANDUM TO THE PRESIDENT

From : Secretary of the Interior

Subject : Major Topics for the Week of February 21

- Water projects flack is subsiding, but it is my opinion that Congress will reinsert the project monies in the FY-78 budget unless we move cautiously on the final list.
- I have had no response on the drought questions posed by the Western Governors.
- Mr. Kirbo's suggestion was followed and I hired Roy Wood to be our regional representative in Atlanta for the Southeast.
- The Office of Public Affairs in Interior has been reorganized with an anticipated savings of \$243,000 for the year. A 24% decrease.
- Your longhand memorandum to me, dated February 17, 1977, was delivered on February 24, 1977, at 11:30 a.m.
- Time spent testifying this week totaled 8-1/2 hours with 3 hours of preparation.

*Susan -
find out
why -*

Cecil D. Andrus
Cecil D. Andrus
Secretary

THE WHITE HOUSE
WASHINGTON

rick--

please have someone find out
what happened and call me at
2573

thanks -- ssc



THE PRESIDENT HAS SEEN.

THE SECRETARY OF THE INTERIOR
WASHINGTON

February 25, 1977

Susan
J

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From : Secretary of the Interior

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Cecil D. Andrus
Cecil D. Andrus
Secretary

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THE PRESIDENT HAS SEEN.

THE WHITE HOUSE
WASHINGTON

Meeting with Governor
Lucey and Executive Committee
of Democratic Governors

Monday - February 28, 1977

4:45 P.M.

EXECUTIVE
ST
PR 7-1
PL 5-2
ST 28
ST 21
ST 20
ST 27
ST 49

PURPOSE

Governor⁺ Lucey and the following members of the Executive Committee
Patrick
have requested a brief meeting to present several political concerns
of which they think you should be aware:

Reubin⁺ Askew

Mike⁺ O'Callaghan

Michael S.⁺ Dukakis

J. James⁺ Exon

Marvin⁺ Mandel

Democratic Governors' Caucus

MAR 4 1977
CENTRAL FILES

9
1

Mr. President:

The Democratic Governors' Caucus - headed by Governor Lucey - are coming to see you about their political problems and agenda. They are particularly concerned about political consultation on state and regional positions that are important to them.

As we have given the Cabinet members broad authority in making these decisions, they should also accept the political responsibility for consulting with Democratic Governors in advance of these appointments. A statement from you that you are going to direct the Cabinet to consult with the Governors before appointment will satisfy them. The Cabinet is supposed to be doing this but it is very spotty. The alternative is for the White House to try to coordinate and clear all of this - that is unwieldy given the number of states and positions involved. Also, the goal is for the governors to have a direct working relationship with the Cabinet.

RECEIVED
JAN 10 1964
U.S. DEPT. OF JUSTICE

THE WHITE HOUSE
WASHINGTON

February 28, 1977

Greg Schneiders -

The attached was returned in the
President's outbox and is forwarded
to you for appropriate action.

Please keep report to one page
and continue to include "per your
request" in the "subject" address.
Thanks.

Rick Hutcheson

Re: Status of the Mail Room
Operation

cc Greg-

note to Greg -

pls keep report to one
page -- and continue to
include "per your
request" in The
"subject" address.

Thanks - Rich

THE PRESIDENT HAS SEEN.

THE WHITE HOUSE
WASHINGTON

February 25, 1977

*Greg - Give me a
status report each
Friday until further
notice
JC*

TO: THE PRESIDENT
FROM: Greg Schneiders
RE: Status of the Mail Room Operation
(as per your request)

Status of Reorganization

Val Giannini and Steve Shoob from Hugh Carter's office have taken responsibility for implementing the changes which I recommended and you approved. We have cut down on the use of preprinted cards and we are studying the various high-speed printing systems that are available. We are moving slowly on the other changes until we have eliminated the backlog.

Backlog

We receive approximately 60,000 pieces of Presidential and First Family mail per week -- about 50% more than in the Ford Administration. Following are the backlog figures:

2/22	204,000
2/25	180,000

Transition backlog (mostly resumes)

80,000

In the past there have been 15 mail readers. We added ten people to this department to handle the increased volume and this week received 20 detailees from Veterans Administration and General Services Administration to work on the backlog. Our 25 readers are staying current and the 20 detailees should eliminate the White House backlog in 4-5 weeks and the Transition backlog in two weeks after that.

Of course all priority mail is sorted out and expedited.

**Electrostatic Copy Made
for Preservation Purposes**

THE WHITE HOUSE
WASHINGTON

February 28, 1977

Z. Brzezinski -

The attached was returned in the
President's outbox. It is forwarded
to you for your information.

Rick Hutcheson

cc: Jack Watson

Re: Weekly Report from Dept. of
Defense - Feb 19-25, 1977)

Secret/Secretine
Attachment

rick --

this was part of jack watson's
summaries 2/28/77

~~SECRET~~

~~SENSITIVE~~

THE SECRETARY OF DEFENSE
WASHINGTON, D. C. 20301

THE PRESIDENT HAS SEEN.

25 FEB 1977

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Significant Actions, Secretary and Deputy Secretary
of Defense (Week of 19-25 February 1977)

Nuclear Release Authority -- Proxmire Inquiry. -- Senator Proxmire, in a February 16 letter to me, asks a series of seventeen extremely detailed and sensitive questions on command and control of nuclear weapons -- many of them touching on Presidential responsibilities. We shall coordinate carefully through Zbig in responding. We intend to include in the response only information which can be released on an unclassified basis.

B-1 Review -- Later today I will hear a progress report from the Study Group I set up to examine the B-1. I was aware that it would be difficult to have adverse views from those within the department because so many were involved in previous program decisions. Therefore, I added to the group three outsiders knowledgeable in defense matters (they had served at Executive Level II, III, and IV positions in Department of Defense) whose initial opinions about the B-1 range from sceptical to hostile.

Special Air Mission (SAM) Reductions. -- The Air Force, in response to a request from Charles Duncan, has completed a review of SAM Wing assets at Andrews AFB and has identified reductions which will save 240 manpower spaces and \$7 million annually. Tom Ross, our Assistant Secretary for Public Affairs designate, will work with Jody Powell to assure announcement of cuts is handled properly.

Your Pentagon Visit. -- Members of my staff met on February 24 with the White House advance team to discuss arrangements for your scheduled March 1 visit to the Department of Defense. We are looking forward to having you here. Given fair weather, the Pentagon's grassy center court should provide a pleasant setting for a large number of our employees to hear your remarks.

Discharge Review Program. -- Charles Kirbo, Griffin Bell, and Bob Lipshutz met on Wednesday of this week with my Special Assistant, John Kester, who outlined a possible program for discharge reviews. Before submitting it formally to you I intend to seek the additional views of the Service Secretaries and the Chiefs of Staff. Some principal features of the current draft are that:

Classified by Sec Def

SUBJECT TO GENERAL INFORMATIONAL SCHEME OF
EXECUTIVE ORDER 12958, WHICH AUTHORIZES
AT TWO YEAR INTERVALS, DATE 0131D-85

~~SECRET~~

~~SENSITIVE~~

Sec Def Cont Nr. X-0563

- (1) Upon application, cases would be processed by existing Discharge Review Boards, augmented as required; and
- (2) Upgrading in certain cases would be automatic, in others would be based on weighing of criteria such as post-service civilian record.
- (3) The few deserters who are at large would be told they can return to military control and be discharged immediately in accordance with existing practices. They would then immediately become eligible to participate in the program.

I have not yet concluded the extent to which I shall recommend extension of the program beyond holders of undesirable administrative discharges.

Meeting with MOD Vanden Boeynants of Belgium. -- Vanden Boeynants is concerned that the Belgians have insufficient money in their budget to meet F-16 program payments projected for FY 1978-81. He doubts the parliament will provide more funds because scheduled payments already run well ahead of scheduled deliveries of aircraft to Belgium. He also expressed dissatisfaction with the requirement to add subcontract costs in the bidding by a Belgian electronics firm for its share of co-production. I assured him of our desire to make the F-16 program succeed. Since 1 April is the date by which the European Production Group members must sign the Letters of Offer and Acceptance, I have directed the Air Force to expedite a review of possible steps to help solve the problems. While we cannot solve their problems for them, I am convinced the MOD's need at least a firm statement of my willingness to work with them as an assist in dealing with their parliaments.

Naval Reserve Study. -- A Navy Reserve study directed in the FY 1977 Defense Authorization Bill was forwarded to Congress this week. This study recommends, as I advised you two weeks ago, a FY 78 Selected Reserve strength of 95,900 as opposed to the 52,000 in our FY 78 Budget Revision. Our forwarding letter advised the Chairmen of the Armed Services Committees that we do not endorse the study's findings and will be examining the Naval Reserve in the context of an overall review of Reserve and National Guard forces. I expect Senator Nunn's subcommittee to challenge Jack Sullivan on this issue when he testifies next month as the principal DoD witness.

Security Assistance Training - Pricing Policy. -- Pricing of foreign military sales (FMS) training programs has been an issue with the Congress for some time. The Congress made its intent clear in FY 76, cutting the Air Force budget by \$50 million and forcing the DoD to raise substantially the tuition prices for FMS training. Adverse reactions of foreign governments, our ambassadors and the Air Force Chief of Staff led to a 25% reduction in the tuition in September 1976. Congressional Committees have criticized this policy, threatening to recoup the lost tuition money by a \$40 million cut in the budget. While the amounts involved are relatively minor per student, the reactions generated are not. With statements of support, such as we recently received from John Tower, and a concerted effort to educate key members of Congress such as Mahon and McClellan, we should be able to defuse this issue.

University of the Health Sciences. -- The alleged waste of about \$40 million (buildings under construction for the now defunct University of the Health Sciences in Bethesda, Maryland), entailed in the decision not to complete the Military Services Medical School has received some press attention. However, the buildings constructed so far will not be wasted, since their location makes them attractive assets for either the Navy or the NIH (I have already heard from Joe Califano about his interest).

Uganda. -- At this writing the task group comprised of the carrier ENTERPRISE and guided missile cruiser TRUXTON are proceeding under new orders to take up station approximately 100 miles off the coast of Kenya. They will be joined shortly by the LONG BEACH, a second guided missile cruiser. No announcement of this movement has been made, and the Joint Staff is continuing to review assets and options should future developments require DoD action or support.

Executive Appointments. -- Today Jody Powell announced the appointments of Gerald Dinneen of Massachusetts, Jack Sullivan of Pennsylvania, and Dave McGiffert of D.C. to be Assistant Secretaries of Defense. I shall be sending you within the next few days proposed nominations for ASD (Programs and Evaluation) and General Counsel. This will complete Assistant Secretary-level appointments in OSD, although more will be coming from the Services. Several still are pending in the White House. Anything that can be done to speed their presentation to the Senate will be appreciated. I expect to have a good representation of women and members of minority groups in the top jobs of DoD.

Congressional Activities:

On February 22 General George Brown, Charles Duncan, and I met for breakfast with Chairman Mel Price and eleven Members of the House Armed Services Committee. I took the opportunity to discuss the proposed reorganization of my office and the concept was generally well received, though some questions were raised about span of control versus extra layers of authority.

On February 22 and 23 I testified before George Mahon's House Appropriations Committee on the FY 78 budget amendments. Discussion focused on rationale for our amendments to the Ford budget, particularly the B-1, M-X, A-7E, and Minuteman III, and the slow-down in procurement of certain aircraft. Congressman Cederberg, speaking for the minority, characterized the Defense budget reductions as "political budgeteering," adding that the slow-down in procurement will only add to our costs in the long run. Overall, however, the sessions were amicable and the Members, I believe, understand the reasoning behind the revisions.

On February 24 I presented similar testimony before the Senate Armed Services Committee. There was a bit more discussion in this session on the general subject of arms control negotiations and foreign military sales.

Testimony ahead of me includes the Senate Appropriations Committee on the FY 77 budget rescissions on February 28; the House Armed Services Committee on March 2 and 3; and the Senate Budget Committee on March 4 on the FY 78 budget amendments. As you have noted on previous occasions, the burden of almost daily testimony greatly diminishes the time available for departmental matters, a particularly serious problem in the absence of Assistant Secretaries of Defense on board to share the load. We shall be keeping the Vice President advised of the volume of Congressional demands on our time.

Howard Brown